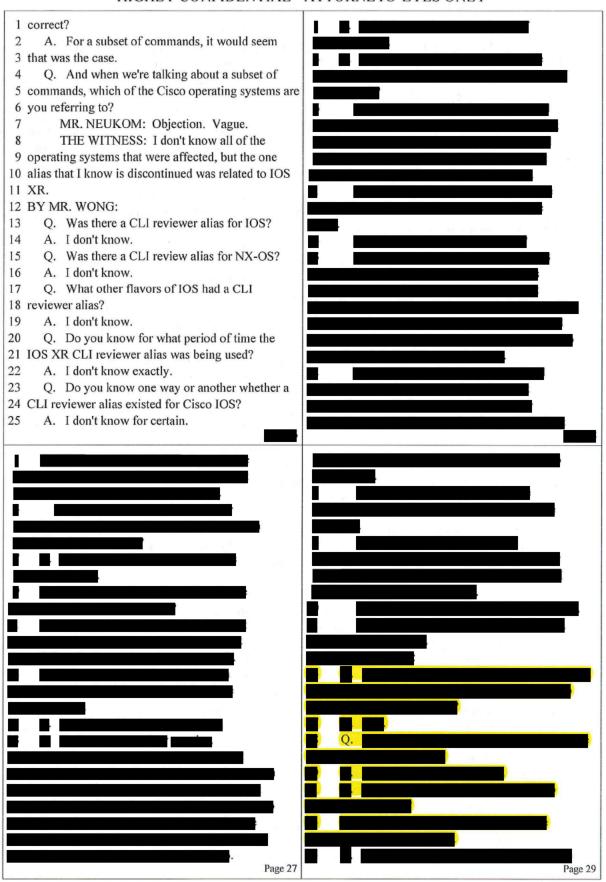
# **EXHIBIT 16**

1						
1	UNITED STATES DISTRICT COURT					
2	NORTHERN DISTRICT OF CALIFORNIA					
3	SAN JOSE DIVISION					
4						
	CISCO SYSTEMS, INC. Case No.: 5:14-cv-05344-BLF(PSG)					
5						
	Plaintiff,					
6						
	v.					
7						
	ARISTA NETWORKS, INC.					
8						
	Defendants.					
9						
10						
11	·					
12						
13	* HIGHLY CONFIDENTIAL - ATTORNEYS' EYE'S ONLY *					
14						
15	VIDEOTAPED DEPOSITION OF PHILLIP REMAKER					
16	30(b)(6) FOR CISCO SYSTEMS, INC.					
17	Palo Alto, California					
18	Thursday, March 31, 2016					
19	Volume 1					
20						
21	Reported by:					
22	LESLIE JOHNSON					
23	RPR, CSR No. 11451					
24	Job No.: 2281749					
25	PAGES 1 - 216					
	The same of					
	Page 1					

18   taken on behalf of Defendant, at 601 California Avenue,   19   Palo Alto, California, beginning at 9:30 a.m. and ending 2 of 2 at 4:14 pm. on Thursday, March 31, 2016, before   21   LESLIE JOHNSON, Certified Shorthand Reporter No 11451   22 of 2   23   Exhibit 434   Binder labeled "Source Code Cited in Cisco Rog Exhibit F," Volume 1   22 of 2   24   25   25   26   27   28   27   28   28   29   29   29   29   20   20   20   21   20   21   20   22   23   28   24   25   24   25   26   27   28   28   29   29   29   20   20   21   20   21   20   22   23   28   24   25   24   25   26   27   28   28   29   29   29   20   20   27   29   20   20   27   20   20   27   20   20	HIGHLY CONFIDENTIAL -	ATTORNETS ETES ONET
3 SAN JOSE DIVISION 4 CISCO SYSTIMS, INC Care No. 5:14-ev-0334-BLF(PSG) 5 Plaintiff. 6 V 7 RINSTA NETWORKS, INC 8 Defendants 9 Defendants 10	I UNITED STATES DISTRICT COURT	1 INDEX
ARPEARANCES:   1	2 FOR THE NORTHERN DISTRICT OF CALIFORNIA	
CISCO SYSTEMS, INC   Cuse No : 5:14-ex-03344-BLF(PSO)	3 SAN JOSE DIVISION	
Solution	4	
6 Phinairif. 6 Phinairif. 7 ARISTA NETWORKS, INC 8 ARISTA NETWORKS, INC 9 Defendants 10 Defendants 11 Defendants 12 Defendants 12 Defendants 13 PHIRLIP REMAKER, 30(b)(6) 14 *HIGHLY CONFIDENTIAL - ATTORNEYS EYES ONLY** 15 APPEARANCE DEPOSITION OF PHILLIP REMAKER, Volume 1, 15 Appears 16 Deposition of Phillip Remaker, Volume 1, 15 Appears 17 VIDEOTAPED DEPOSITION OF PHILLIP REMAKER, Volume 1, 18 taken on behalf of Defendant, at 601 California Areme, 19 Pale Alto, California beginnium at 93 bean am detailing 18 Deposition of Phillip Remaker, Volume 1, 18 taken on behalf of Defendant, at 601 California Areme, 19 Pale Alto, California beginnium at 93 bean am detailing 18 taken on behalf of Defendant, at 601 California Areme, 19 Pale Alto, California beginnium at 93 bean am detailing 18 taken on behalf of Defendant, at 601 California Areme, 19 Pale Alto, California beginnium at 93 bean am detailing 19 Exhibit 430 Amended Exhibit F, Volume 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	CISCO SYSTEMS, INC Case No : 5:14-cv-05344-BLF(PSG)	1 7 1 7
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Name	Plaintiff,	7 BY MR. NEUKOM 212
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ARISTA NETWORKS, INC    Defendants   Defendants   Defendant State   Defendant State   State   Defendant State   Defendant State   Defendant State   State   Defendant State   State   Defendant State   State		<del>_</del>
2   Exhibit 429   Defendant Arista Network, Inc.'s   9		
Notice of 30(b)(6) Deposition of 1 Plaintiff Cisco Systems, Inc.; 33 pages 14   14 * HIGHLY CONFIDENTIAL - ATTORNEYS EYES ONLY* 15   15	·	
13		*
33 pages   14   Exhibit 430 Amended Exhibit F Document Index;   11   15   40 pages   16   Exhibit 431 Amended Exhibit F. 40 pages   16   Exhibit 432 Binder labeled "Bates Does Cited   15 in Cisco Rog Exhibit F, Volume 1   18   Exhibit 432 Binder labeled "Bates Does Cited   15 in Cisco Rog Exhibit F, Volume 2   15   16   16   16   16   16   16   16		
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12   13   14   *HIGIBLY CONFIDENTIAL - ATTORNEYS EYES ONLY *   16   17   VIDEOTAPED DEPOSITION OF PHILLIP REMAKER, Volume 1, 18   18   18   18   19   19   19   19		
13		
4 *HIGHLY CONFIDENTIAL - ATTORNEYS 'EYES ONLY *   15		1 5
in Gisco Rog Exhibit F," Volume 1 18 taken on behalf of Definadant, at 601 California Avenue, 19 Palo Albo, California, beginning at 930 an am dending 20 at 4:14 p m, on Thursday, March 31, 2016, before 21 LESLIE JOHNSON, Certified Shorthand Reporter No 11451 22 23 Exhibit 433 Binder labeled "Source Code Cited in Gisco Rog Exhibit F," Volume 1 of 2 24 of 2 25 Takibit 435 Binder labeled "Source Code Cited in Gisco Rog Exhibit F," Volume 1 of 2 26 Exhibit 435 Binder labeled "Source Code Cited in Gisco Rog Exhibit F," Volume 1 of 2 27 Exhibit 434 Binder labeled "Source Code Cited in Gisco Rog Exhibit F," Volume 1 of 2 28 Exhibit 435 Binder labeled "Source Code Cited in Gisco Rog Exhibit F," Volume 1 of 2 29 Exhibit 436 Enail dated 17429 from Phillip 40 29 Exhibit 436 Enail dated 174299 from Phillip 40 20 Exhibit 436 Enail dated 174299 from Phillip 40 20 Exhibit 436 Enail dated 174299 from Phillip 40 21 Exhibit 437 Enail dated 6770803 from Shaubin 80 22 Exhibit 438 Parser-Police Manifesto, version 6; 82 23 Exhibit 438 Parser-Police Manifesto, version 6; 82 24 Exhibit 439 CLI Design and Review Guide; Bates 85 25 Exhibit 440 Enail dread, top enail dated 87 778/2005, from Jain Dhamendrin: Bates stamped CSI-CLI-0782451 to 719 28 Exhibit 440 Enail dread, top enail dated 87 778/2005, from Jain Dhamendrin: Bates stamped CSI-CLI-07807441 to 81 29 Exhibit 440 Enail dread, top enail dated 87 778/2005, from Jain Dhamendrin: Bates stamped CSI-CLI-07820 from 161 20 Exhibit 441 Interrogatory No 2 First Supplemental 192 21 Exhibit 442 Document entitled "Show Inventory 104 22 Exhibit 445 Enail dated 27 June 2002 from 18e 151 24 Exhibit 445 Enail dated 17 Juny 1999 from Liming 159 25 Exhibit 446 Enail dated 17 Juny 1999 from Liming 159 26 Exhibit 446 Enail dated 17 Juny 1999 from Liming 159 28 Exhibit 446 Enail dated 17 Juny 1999 from Liming 159 28 Exhibit 446 Enail dated 17 Juny 1999 from Liming 159 28 Exhibit 445 Enail dated 17 Juny 1999 from Liming 159 28 Exhibit 445 Enail dated 17 Juny 1999 from Liming 159 28 Exhibit 445 Enail		1
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18   taken on behalf of Defendant, at 601 California Avenue,   19   Palo Alto, California beginning at 9:30 am and ending   21   LESLIE JOHNSON, Certified Shorthand Reporter No 11451   22   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 1   22   22   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   22   22   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   24   of 2   25   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   24   of 2   25   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   24   of 2   25   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   26   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   26   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   26   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   26   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   26   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   27   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   27   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   26   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   27   Exhibit 43   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   26   Exhibit 43   Exhibit 445   Binder labeled "Source Code Cited   15   in Cisco Rog Exhibit F," Volume 2   27   Exhibit 435   Exhibit 445   Exhibit		
19   Palo Alto, California, beginning at 9:30 a m and ending 20 at 4:14 p m, on Thursday, March 31, 2016, before 21 LESLIE JOHNSON, Certified Shorthand Reporter No 11451	18 taken on behalf of Defendant, at 601 California Avenue,	
20	19 Palo Alto, California, beginning at 9:30 a m and ending	
1	20 at 4:14 p m, on Thursday, March 31, 2016, before	<b>₹</b>
23 Exhibit 435 Binder labeled "Source Code Cited 15 in Cisco Rog Exhibit F," Volume 2 24 of 2 25 Page 4 2 25 Page 4 2 25 Page 5 Page 6 1	21 LESLIE JOHNSON, Certified Shorthand Reporter No 11451	
In Cisco Rog Exhibit F," Volume 2   24   of 2   25   25   25   25   25   25   25	22	• • • • • • • • • • • • • • • • • • • •
APPEARANCES:	23	
Page 2   Page 4	24	24 of 2
APPEARANCES:   APPEARANCES:   APPEARANCES:   APPEARANCES:   BY	25	
2 PHILLIP REMAKER, 3(b)(6) 3 FOR PLAINTIFF CISCO SYSTEMS, INC.: 4 QUINN EMANUEL URQUHART & SULLIVAN LLP 5 BY: JOHN (JAY) NEUKOM, ESQ. 6 50 California Street, 22nd Floor 7 San Francisco, California 94111 8 (415)875-6600 9 johnneukom@quinnemanuel.com 10 FOR DEFENDANT ARISTA NETWORKS, INC.: 11 KEKER & VAN NEST LLP 12 BY: RYAN WONG, ESQ. 13 633 Battery Street 14 San Francisco, California 94111 15 (415)391-5400 16 rwong@kvn.com 17 ALSO PRESENT: 18 SEAN GRANT, Videographer 19 20 21 Command**; Bates stamped CSI-CLI-10102 to 610105 22 Exhibit 443 E-mail dated 1/2/99 from Phillip 40 Remaker to Carl Schaefer, et al: 8 Eathsit 436 E-mail dated 1/12/99 from Phillip 40 Remaker to Carl Schaefer, et al: 9 Eathsit 437 E-mail dated 6/7/2003 from Shaubin 80 Xie, Bates stamped CSI-CLI-00783473 to 81 10 pages 10 pages 11 Exhibit 439 CLI Design and Review Guide, Bates 85 10 stamped CSI-CLI-02824651 to 719 11 Exhibit 440 E-mail thread, top e-mail dated 87 7-78/2005, from Jain Dhaneudra: Bates 12 stamped CSI-CLI-03807444 to 68 13 Exhibit 441 Interogatory No 2 First Supplemental 98 Response - Exhibit C: 3 pages 14 Exhibit 442 Document entitled "Show Inventory to 610102 to 610105 15 Command**; Bates stamped CSI-CLI-610102 to 610105 16 (415)391-5400 17 Osborne: Bates stamped CSI-CLI-777457 to 459 18 Exhibit 444 Interogatory No 2 First Supplemental 122 19 Response - Exhibit B; 102 pages 20 Exhibit 445 E-mail dated 1/7 May 1999 from Liming 159 15 Wei: Bates stamped CSI-CLI-60866 21 PHILLIP REMAKER, 30(b)(6) 22 Exhibit 445 E-mail dated d7/2003 from Bric 140 Remaker to Carl Schaefer, et al: 2	Page 2	Page 4
3 NUMBER   DESCRIPTION   PAGE   4 Exhibit 436 E-mail dated 1/12/99 from Phillip   40   5 BY: JOHN (JAY) NEUKOM, ESQ.   5 DO California Street, 22nd Floor   7 San Francisco, California 94111   8   Exhibit 438   Parser-Police Manifesto, version 6;   82   10 pages   9 johnneukom@quinnemanuel.com   9 Exhibit 439   CLI Design and Review Guide; Bates   85   10 pages   10 FOR DEFENDANT ARISTA NETWORKS, INC.:   11 Exhibit 440   E-mail dated   67/2003 from phillip   40   11 Exhibit 437   E-mail dated   67/2003 from Shaubin   80   Nie; Bates stamped CSI-CLI-0783473   to 81   10 pages   10 pages   9   Exhibit 438   Parser-Police Manifesto, version 6;   82   10 pages   11 Exhibit 439   CLI Design and Review Guide; Bates   85   10 pages   12 Exhibit 440   E-mail dated   87   7/8/2005, from Jain Dhanendra; Bates   stamped CSI-CLI-0802/444 to 68   13 Exhibit 441   Interrogatory No 2 First Supplemental   98   Response - Exhibit C; 3 pages   14   Exhibit 442   Document entitled "Show Inventory   104   15   16   10105   10   10105   15   Command"; Bates stamped CSI-CLI-610102   10   10105   10   10105   16   Exhibit 443   E-mail dated   12/6/2002 from Eric   114   10   10   10105   10105   10105   10105   10105   17   ALSO PRESENT:   17   Response - Exhibit C; 3 pages   114   10   10105	1 APPEARANCES:	
3 FOR PLAINTIFF CISCO SYSTEMS, INC.:   4 QUINN EMANUEL URQUHART & SULLIVAN LLP     5 BY: JOHN (JAY) NEUKOM, ESQ.     6 50 California Street, 22nd Floor     7 San Francisco, California 94111     8 (415)875-6600     9 johnneukom@quinnemanuel.com     10 FOR DEFENDANT ARISTA NETWORKS, INC.:     11 KEKER & VAN NEST LLP     12 BY: RYAN WONG, ESQ.     13 633 Battery Street     14 San Francisco, California 94111     15 (415)391-5400     16 rwong@kvn.com     17 ALSO PRESENT:     18 SEAN GRANT, Videographer     19 20     20 2     21 California Green     22     23     24     25     4 Exhibit 436 Parser-Police Manifesto, version 6;     82     10 pages     8 Exhibit 439 CLI Design and Review Guide; Bates     8 Stamped CSI-CLI-02824651 to 719     18 Exhibit 441 E-mail dated (07-2003 from Jain Dhaneadra: Bates     10 stamped CSI-CLI-08607444 to 68     10 pages     8 Exhibit 441 Interrogatory No 2 First Supplemental   98     8 Exhibit 442 Document entitled "Show Inventory   104     16 Exhibit 443 E-mail dated 12/6/2002 from Eric   114     17 Osborne: Bates stamped CSI-CLI-1777457     18 Exhibit 444 Interrogatory No 2 First Supplemental   122     19 Response - Exhibit 63 June 2002 from Ilse   151     10 pages     11 Exhibit 444 Interrogatory No 2 First Supplemental   122     12 Exhibit 445 E-mail dated 17/10 June   151     18 Exhibit 446 E-mail dated 17/10 June   151     19 Response - Exhibit 643 E-mail dated 17/10 June   151     10 pages   151     11 Exhibit 440 E-mail dated 17/10 June   151     12 Exhibit 444 E-mail dated 17/10 June   151     18 Exhibit 444 E-mail dated 17/10 June   151     19 Response - Exhibit 643 E-mail dated 17/10 June   151     10 pages   151     11 Exhibit 445 E-mail dated 17/10 June   151     12 Exhibit 445 E-mail dated 17/10 June   151     15 Exhibit 446 E-mail dated 17/10 June   151     16 Exhibit 447 E-mail dated 17/10 June   151     17 Exhibit 448 E-mail dated 17/10 June   151     10 pages   10 pages   10 pages     10 pages   10 pages   10 pages     10 pages   10 pages   10 pages   10 pages     1	2	, , , ,
4 QUINN EMANUEL URQUHART & SULLIVAN LLP 5 BY: JOHN (JAY) NEUKOM, ESQ. 6 50 California Street, 22nd Floor 7 San Francisco, California 94111 8 (415)875-6600 9 johnneukom@quinnemanuel.com 10 FOR DEFENDANT ARISTA NETWORKS, INC.: 11 KEKER & VAN NEST LLP 12 BY: RYAN WONG, ESQ. 13 633 Battery Street 14 San Francisco, California 94111 15 (415)391-5400 16 rwong@kvn.com 17 ALSO PRESENT: 18 SEAN GRANT, Videographer 19 20 21 22 23 24 25 25 26 26 27 28 28 29 29 20 21 22 23 24 25 26 26 27 28 28 29 29 29 21 21 22 23 24 25 26 26 27 28 28 28 29 29 28 29 29 29 20 20 20 20 21 21 22 23 24 25 26 26 27 28 28 28 29 29 20 20 20 21 21 22 23 24 25 26 26 27 28 28 28 28 28 28 28 28 29 29 20 20 20 20 21 21 22 23 24 25 26 26 27 28 28 28 28 28 28 28 28 28 28 28 28 28	_	
5 BY: JOHN (JAY) NEUKOM, ESQ. 6 50 California Street, 22nd Floor 7 San Francisco, California 94111 8 (415)875-6600 9 johnneukom@quinnemanuel.com 10 FOR DEFENDANT ARISTA NETWORKS, INC.: 11 KEKER & VAN NEST LLP 12 BY: RYAN WONG, ESQ. 13 633 Battery Street 14 San Francisco, California 94111 15 (415)391-5400 16 rwong@kvn.com 17 ALSO PRESENT: 18 SEAN GRANT, Videographer 19 20 21 22 22 23 24 25 25 26  6 Exhibit 437 E-mail dated 67/72003 from Shaubin 80 Xie; Bates stamped CSI-CLI-00783473 1 to 81 8 Eshibit 438 Parser-Police Manifesto, version 6; 82 10 pages 10 pages 11 Eshibit 443 CLI Design and Review Guide; Bates 85 110 pages 12 Eshibit 440 E-mail dread, top e-mail dated 87 7/8/2007, from Jain Dhanendra: Bates 12 stamped CSI-CLI-00807444 to 68 13 Eshibit 441 Interrogatory No 2 First Supplemental 98 14 Eshibit 442 Document entitled "Show Inventory 104 15 Command"; Bates stamped CSI-CLI-610102 10 610105 16 Eshibit 443 E-mail dated 12/6/2002 from Eric 114 17 Osborne: Bates stamped CSI-CLI-777457 10 459 18 18 Eshibit 444 Interrogatory No 2 First Supplemental 122 19 Response - Exhibit 18; 102 pages 20 Eshibit 445 E-mail dated 25 June 2002 from Ilse 151 21 Van Hoeck; Bates stamped 22 CSI-CLI-00608702 to 703 23 Eshibit 446 E-mail dated 17 May 1999 from Liming 159 24 Wei: Bates stamped CSI-CLI-60866 25 26 27 28 29 29 20 Eshibit 446 E-mail dated 17 May 1999 from Liming 159 29 20 Eshibit 446 E-mail dated 17 May 1999 from Liming 159 29 20 Eshibit 446 E-mail dated 17 May 1999 from Liming 159 20 Eshibit 446 E-mail dated 17 May 1999 from Liming 159 21 CSI-CLI-00608702 to 703 22 Eshibit 446 E-mail dated 17 May 1999 from Liming 159 24 25		
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9 johnneukom@quinnemanuel.com 10 FOR DEFENDANT ARISTA NETWORKS, INC.: 11 KEKER & VAN NEST LLP 12 BY: RYAN WONG, ESQ. 13 633 Battery Street 14 San Francisco, California 94111 15 (415)391-5400 16 rwong@kvn.com 17 ALSO PRESENT: 18 SEAN GRANT, Videographer 19 20 21 21 22 23 23 24 25 25 25 26 26 26 27 28 28 28 28 29 29 20 20 20 20 20 20 21 21 22 23 24 25 25 25 26 26 26 26 26 26 26 26 27 28 28 28 28 28 28 28 28 28 28 28 28 28	8 (415)875-6600	9
10 FOR DEFENDANT ARISTA NETWORKS, INC.:   11		
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12 BY: RYAN WONG, ESQ. 13 Exhibit 441 Interrogatory No 2 First Supplemental 98 Response - Exhibit C: 3 pages 14 Exhibit 442 Document entitled "Show Inventory 104 15 (415)391-5400		7/8/2005, from Jain Dhanendra; Bates
Response - Exhibit C: 3 pages   14		
14 San Francisco, California 94111 15 (415)391-5400 16 rwong@kvn.com 16 Exhibit 443 E-mail dated 12/6/2002 from Eric 114 17 ALSO PRESENT: 17 Osborne: Bates stamped CSI-CLI-777457 18 SEAN GRANT, Videographer 19 Exhibit 444 Interrogatory No 2 First Supplemental 122 19 Response - Exhibit 8; 102 pages 20 Exhibit 445 E-mail dated 25 June 2002 from Ilse 151 21 Van Hoeck; Bates stamped 22 Exhibit 446 E-mail dated 17 May 1999 from Liming 159 23 Wei: Bates stamped CSI-CLI-60866 24 25		
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15 (415)391-5400 16 rwong@kvn.com 17 ALSO PRESENT: 18 SEAN GRANT, Videographer 19 Exhibit 444 Interrogatory No 2 First Supplemental 122 19 Response - Exhibit B; 102 pages 20 Exhibit 445 E-mail dated 25 June 2002 from Ilse 151 21 Van Hoeck; Bates stamped 22 Exhibit 446 E-mail dated 17 May 1999 from Liming 159 23 Wei: Bates stamped CSI-CLI-60866 24 25	14 San Francisco, California 94111	
16       rwong@kvn.com       16         17       ALSO PRESENT:       17         18       SEAN GRANT, Videographer       18         19       Exhibit 444 Interrogatory No 2 First Supplemental 122         20       19       Response - Exhibit 8; 102 pages         21       Exhibit 445 E-mail dated 25 June 2002 from Ilse 151         Van Hoeck; Bates stamped       21       CSI-CLI-00608702 to 703         22       23         24       23         25       24	15 (415)391-5400	, · · · · · · · · · · · · · · · · · · ·
Exhibit 443   E-mail dated 12/6/2002 from Eric   114		
18 SEAN GRANT, Videographer  19		
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20 Exhibit 445 E-mail dated 25 June 2002 from Ilse 151 Van Hoeck; Bates stamped 21 CSI-CLI-00608702 to 703 22 Exhibit 446 E-mail dated 17 May 1999 from Liming 159 Wei; Bates stamped CSI-CLI-60866 24 25 26 27 28 29 29 20 Exhibit 445 E-mail dated 17 May 1999 from Liming 159 Wei; Bates stamped CSI-CLI-60866 25 26 27 28 29 29 20 Exhibit 445 E-mail dated 25 June 2002 from Ilse 151 Van Hoeck; Bates stamped CSI-CLI-60866		
Van Hoeck; Bates stamped   21   CSI-CLI-00608702 to 703   22   Exhibit 446   E-mail dated 17 May 1999 from Liming   159   Wei: Bates stamped CSI-CLI-60866   24   25   25	20	,
22 Exhibit 446 E-mail dated 17 May 1999 from Liming 159 Wei: Bates stamped CSI-CLI-60866  23 24 25 25	21	
23 Wei: Bates stamped CSI-CLI-60866 24 25 25 25 25 Exhibit 446 E-mail dated 17 May 1999 from Liming 159 Wei: Bates stamped CSI-CLI-60866 22 23 24 25	22	21 CSI-CLI-00608702 to 703
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1	EXHIBITS (Cont.)	1	plaintiff.
2	PHILLIP REMAKER, 30(b)(6)	2	· •
1	NUMBER DESCRIPTION PAGE Exhibit 447 Plaintiff Cisco Systems, Inc.'s Seventh 164		certified court reporter please swear in the
1	Supplemental Objections and Responses	1	witness.
5	to Defendant Arista Network, Inc.'s	1	
_	Second Set of Interrogatories	5	
6	(No. 16); 50 pages Exhibit 448 Plaintiff Cisco System, Inc.'s Fourth 167	6	, in the second
'	Supplemental Objections and Responses	7	, ,
8	to Defendant Arista Network, Inc's	8	
9	First Set of Interrogatories (2 and 5); 44 pages	9	
1	Exhibit 449 Cisco's Response to Arista's 182	10	EXAMINATION
	Interrogatory No. 16 Amended Exhibit	11	BY MR. WONG:
11	D1 (IOS Release 11.0); 28 pages	12	Q. Good morning, Mr. Remaker.
12	Exhibit 450 Exhibit E Exemplary Copying of Command 201 Responses; 27 pages	13	A. Good morning.
13	100p011005, 27 pages	14	Q. Do you understand that you are testifying
	Exhibit 451 Writing Command Line Interfaces (CLI) 204	15	under oath?
14	and CLI Output; Bates stamped CSI-CLI-02607986 to 8010	16	
15	CSI-CLI-02007700 t0 0010	17	
	* * *	1	deposition yesterday. Do you understand that the
16		l .	general rules for conducting a deposition are also
17		t .	applicable today?
19		21	**
20		l	
21 22		22	
23		1	designated by Plaintiff Cisco to provide corporate
24		\$	testimony under Rule 30(b)(6) today?
25		25	
-	Page 6	ļ	Page 8
1	Palo Alto, California, Thursday, March 31, 2016	1	(Exhibit 429 marked for identification.)
2	9:30 a.m.	2	MR. WONG: Let's mark this as the first
3		3	deposition exhibit. I believe we are on 429.
4	THE VIDEOGRAPHER: Good morning. We're on	4	THE REPORTER: Correct.
5	the record. The time is 9:30 a m. and the date is	5	BY MR. WONG:
6	March 31st, 2016. This begins the videotaped		
1	The transfer of the contract o	6	Q. The court reporter has marked Exhibit 429,
1		_	Q. The court reporter has marked Exhibit 429, a document that on its face says "Defendant Arista"
8	deposition of Cisco Systems, Inc. pursuant to Rule	7	a document that on its face says "Defendant Arista
1	deposition of Cisco Systems, Inc. pursuant to Rule 30(b)(6). My name is Sean Grant, here with our	7 8	a document that on its face says "Defendant Arista Network, Inc.'s Notice of Rule 30(b)(6) Deposition
9	deposition of Cisco Systems, Inc. pursuant to Rule 30(b)(6). My name is Sean Grant, here with our court reporter, Leslie Johnson. We're here from	7 8 9	a document that on its face says "Defendant Arista Network, Inc.'s Notice of Rule 30(b)(6) Deposition of Plaintiff Cisco Systems, Inc."
9 10	deposition of Cisco Systems, Inc. pursuant to Rule 30(b)(6). My name is Sean Grant, here with our court reporter, Leslie Johnson. We're here from Veritext Legal Solutions at the request of counsel	7 8 9 10	a document that on its face says "Defendant Arista Network, Inc.'s Notice of Rule 30(b)(6) Deposition of Plaintiff Cisco Systems, Inc." Mr. Remaker, do you recognize the document
9 10 11	deposition of Cisco Systems, Inc. pursuant to Rule 30(b)(6). My name is Sean Grant, here with our court reporter, Leslie Johnson. We're here from Veritext Legal Solutions at the request of counsel for Defendant. This deposition is being held at	7 8 9 10	a document that on its face says "Defendant Arista Network, Inc.'s Notice of Rule 30(b)(6) Deposition of Plaintiff Cisco Systems, Inc." Mr. Remaker, do you recognize the document marked as Exhibit 429?
9 10 11 12	deposition of Cisco Systems, Inc. pursuant to Rule 30(b)(6). My name is Sean Grant, here with our court reporter, Leslie Johnson. We're here from Veritext Legal Solutions at the request of counsel for Defendant. This deposition is being held at Wilson Sonsini in Palo Alto, California.	7 8 9 10 11 12	a document that on its face says "Defendant Arista Network, Inc.'s Notice of Rule 30(b)(6) Deposition of Plaintiff Cisco Systems, Inc." Mr. Remaker, do you recognize the document marked as Exhibit 429? MR. NEUKOM: It might help you to turn to
9 10 11 12 13	deposition of Cisco Systems, Inc. pursuant to Rule 30(b)(6). My name is Sean Grant, here with our court reporter, Leslie Johnson. We're here from Veritext Legal Solutions at the request of counsel for Defendant. This deposition is being held at Wilson Sonsini in Palo Alto, California.  The caption of this case is Cisco Systems	7 8 9 10 11 12 13	a document that on its face says "Defendant Arista Network, Inc.'s Notice of Rule 30(b)(6) Deposition of Plaintiff Cisco Systems, Inc."  Mr. Remaker, do you recognize the document marked as Exhibit 429?  MR. NEUKOM: It might help you to turn to page 23.
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11 (Pages 38 - 41)



12 (Pages 42 - 45)



14 (Pages 50 - 53)



15 (Pages 54 - 57)



17 (Pages 62 - 65)



18 (Pages 66 - 69)



19 (Pages 70 - 73)



- 1 MR. NEUKOM: Objection. Calls for a legal
- 2 conclusion. And it is well beyond the scope of
- 3 topics for which this witness is here today.
- 4 THE WITNESS: I don't have an opinion 5 about that.
- 6 BY MR. WONG:
  - Q. Based upon your answer, I would ask you,
- 8 what was the selection and creation process for
- 9 whatever it is you would delineate, but if you don't
- 10 know, then I can't ask you what the selection and
- 11 creation process was behind the command mode.
- Well, let me just ask you that.
- Do you know what the selection or creation
- 14 process was behind the "user exec" command mode?
- 15 A. I don't know.
- 16 Q. Do you know what the selection or creation
- 17 process was behind the "privileged exec" command 18 mode?
- 19 A. I do not know.
- 20 Q. Do you know what the selection or creation
- 21 process was behind the "global configuration"
- 22 command mode?
- 23 A. I do not know.
- Q. Do you know what the selection or creation
- 25 process was behind the "interface configuration"

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on |2|

14 15

20

- 1 prompts are fixed within any of Cisco's copyrighted 2 works?
- 3 A. I would presume they are fixed in the
- 4 source code.
- Q. And do you know where any of the command
- 6 modes are fixed in Cisco's copyrighted works?
- 7 A. I presume in the source code.
- 8 MR. NEUKOM: Objection. Beyond the scope
- 9 And I'll take a standing objection for beyond the
- 10 scope on the where are they fixed line of questions.
- 11 BY MR. WONG:
- 12 Q. Subject to questions by your counsel, I
- 13 have no further questions of you, Mr. Remaker.
  - **EXAMINATION**
- 16 BY MR. NEUKOM:
- 17 Q. Mr. Remaker, can you explain for us how
- 18 much time you spent preparing to testify as a
- 19 corporate representative today?
  - A. Including the response to the
- 21 interrogatory or just direct preparation?
- 22 Q. Just without -- without telling us what
- 23 you did in detail, why don't you just tell us how
- 24 much time you spent learning information about the
- 25 origination of Cisco command line expressions prior

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- 1 command mode?
- 2 A. I do not know.
- Q. Just to cover our bases, do you know the
- 4 selection or creation process behind the "user exec"
- 5 command prompt?
- 6 A. I do not know.
- 7 Q. Do you know the selection or creation
- 8 process behind the "privileged exec" command prompt?
- A. I do not know.
- 10 Q. Do you know the selection or creation
- 11 process behind the "global configuration"" command
- 12 prompt?
- 13 A. I do not know.
- 14 Q. And do you know the selection or creation
- 15 process behind the "interface creation" command 16 prompt?
- ro prompt?
- 17 A. I do not know.
- 18 Q. And you understand that by "you" in those
- 19 questions, I'm asking you as Cisco's corporate
- 20 representative, correct?
- 21 A. Yes.
- 22 Q. And your answers are the same with that
- 23 understanding, correct?
- 24 A. Yes.
- Q. And do you know where any of these command

1 to being a corporate representative today?

- 2 A. I spent three days preparing with counsel.
- 3 And prior to that spent dozens of hours in preparing
- 4 the responses to interrogatory No. 16 and
- 5 interrogatory No. 19 with the team of very senior
- 6 engineers.
- 7 Q. What documents did you review in
- 8 preparation to serve as a corporate representative
- 9 witness today, to talk about the historical
- 10 origination of Cisco command line expressions?
- 11 A. I reviewed Exhibits 431, 432, 433, 434 and
- 12 435. I reviewed ---
- Q. Let me interrupt you right there because
- 14 you just listed off a number of exhibits. I take it
- 15 those exhibits that you just referred to, each of
- 16 them is a binder?
- 17 A. Exhibit 431 is an index to the four
- 18 binders that are Exhibits 432 through 435.
- 19 Q. Okay. Given that when I asked you what
- 20 documents you looked at to prepare to testify today,
- 21 you identified exhibit numbers, I just want to make 22 sure the record is clear, because some of those
- 22 Sufe the record is clear, because some of those
- 23 exhibits are compilations of numerous individual
- 24 documents.
- 25 Can you, to the best of your ability,

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_	estimate for us the number of documents the	1	REPORTER'S CERTIFICATION
	number of historical Cisco documents you reviewed to	2	I I adia I-lanca a Confident Shouthand
	prepare yourself to testify today as a corporate	3	I, Leslie Johnson, a Certified Shorthand
4	representative?	5	Reporter of the State of California, do hereby certify:  That the foregoing proceedings were taken
5	A. Easily 60 to 100 documents.	1	before me at the time and place herein set forth; that
6	Q. And can you describe by category what	ı	any witnesses in the foregoing proceedings, prior to
7	sorts of documents you reviewed to prepare yourself	ı	testifying, were administered an oath; that a record of
8	to come testify today about the historical		the proceedings was made by me using machine shorthand
9	origination of Cisco command line expressions?		which was thereafter transcribed under my direction;
10		1	that the foregoing transcript is a true record of the
11	by engineers, source code, some e-mails, some	3	testimony given.
	internal web pages, and the deposition of Kirk		Further, that if the foregoing pertains to
	Lougheed.	13	the original transcript of a deposition in a Federal
14			Case, before completion of the proceedings, review
	Cisco who knows more about the historical creation		of the transcript [] was [] was not requested.
			I further certify I am neither financially interested in
	of the 500-plus command line expressions identified	ı	the action nor a relative or employee of any attorney or
	in Exhibit 431, other than you?	ı	any party to this action.
18		19	IN WITNESS WHEREOF, I have this date
19			subscribed my name.
20	• 111	20	Dated: April 15, 2016
21	THE VIDEOGRAPHER: This concludes today's	21	•
22	videotaped deposition of Cisco Systems, Inc.	22	
23	pursuant to Rule 30(b)(6).	23	deslee Johnson
24	We're off the record at 4:14 p m.	24	LESLIE JOHNSON
25		25	CSR No. 11451, RPR, CCRR
	Page 214		Page 216
	TAPAY AR ARTANIAR DEPARTMENT OF DEPARTMENT		
1	DECLARATION UNDER PENALTY OF PERJURY		
2			
3	I, PHILLIP REMAKER, the witness herein,		
	declare under penalty of perjury that I have read the		
5	foregoing in its entirety; and that the testimony		
6	contained therein, as corrected by me, is a true and		
7	accurate transcription of my testimony elicited at said		
8	time and place.		
9			
10	Executed this day of 2016, at		
11			
12	(City) (State)		
13	·		
14			
15			
16			
17			
18	PHILLIP REMAKER		
	PHILLIP NEWWIEN		
19			
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21			
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